

**RECEIVED
CENTRAL FAX CENTER**

JUN 02 2004

OFFICIAL**FACSIMILE COVER SHEET**

Date: June 2, 2004

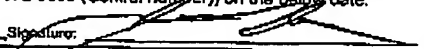
To: USPTO/Group Art Unit 2857
Fax No: (703) 872-9306From: James L. Katz
Tel. No: (312) 321-7739

Client No: 6270/131

No. of Pages
(inc. this page): 5Confirmation Copy To Follow: Yes ☐ No ☒IF YOU HAVE ANY PROBLEMS RECEIVING THIS MESSAGE,
PLEASE CALL 312-321-4200 AND ASK FOR: Shirley Riley

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. IT MAY CONTAIN PRIVILEGED, CONFIDENTIAL, ATTORNEY WORK PRODUCT, OR TRADE SECRET INFORMATION WHICH IS EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAWS. IF YOU ARE NOT THE INTENDED RECIPIENT, OR AN EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE (AND ALL COPIES) TO US BY MAIL AT THE ABOVE ADDRESS. WE WILL REIMBURSE YOU FOR POSTAGE.

COVER MESSAGE:Re: Gilbert et al.
10/712,960
Filed: November 13, 2003
"INTELLIGENT ELECTRONIC DEVICE HAVING NETWORK ACCESS"**BRINKS
HOFFER
GILSON
& LIONE**A Professional Corporation
Intellectual Property AttorneysNBC Tower - Suite 3600
455 N. Cityfront Plaza Drive
Chicago, Illinois 60611-5599
Facsimile 312-321-4299
Telephone 312-321-4200San Jose, CA
Indianapolis, IN
Ann Arbor, MI
Arlington, VA

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8		
I hereby certify that this correspondence, totaling 7 pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 703-872-9308 (Central number) on the below date:		
Date: June 2, 2004	Name: James L. Katz	Signature: 

BRINKS
HOFFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Gilbert et al.

Appln. No.: 10/712,960

Filed: November 13, 2003

For: INTELLIGENT ELECTRONIC DEVICE
HAVING NETWORK ACCESS

Examiner: E. Raymond

Art Unit: 2857

Attorney Docket No: 6270/131

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Response.
☐ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 43=			x \$86=	
First Presentation of Multiple Dep. Claim					+\$145=			+\$290=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ to cover the above-identified fee(s) is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.


Date

6/2/04

Respectfully submitted

Jam s L. Katz (Reg. No. 42,711)

RECEIVED
CENTRAL FAX CENTERJUN 02 2004
OFFICIAL

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8		
I hereby certify that this correspondence, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 703-872-8306 (Central number) and to Examiner E. Raymond on the below date:		
Date: June 2, 2004	Name: James L. Katz	Signature: 

BHGL Case No. 6270/131

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Gilbert et al.)	
)	Examiner: E. Raymond
Serial No. 10/712,960)	
)	Group Art Unit No. 2857
Filing Date: November 13, 2003)	
)	
For INTELLIGENT ELECTRONIC)	
DEVICE HAVING NETWORK)	
ACCESS)	

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action of May 28, 2004, please consider the following remarks.

Pursuant to 37 C.F.R. § 1.604, on February 12, 2004, Applicants notified the Examiner that, in the above captioned patent application filed November 13, 2003 and accompanying Preliminary Amendment, Applicants had substantially copied claims from U.S. Patent Application Serial No. 10/121,262, published as U.S. Patent Publication No. 2002/0169570 A1 on November 14, 2002 and as amended on November 17, 2003 (the "'262 application"), for the purpose of interference. U.S. Patent Application Serial No. 10/121,262 is currently pending before Examiner Felix E. Suarez in Group Art Unit 2857.

The file history of the '262 application included an amendment to the published claims, filed on November 17, 2003. The Preliminary Amendment to the above captioned